

Appln No. 10/651,663
Amdt date February 22, 2006
Reply to Office action of November 22, 2005

REMARKS/ARGUMENTS

Claims 1-4 were pending in this application when it was last examined. Claim 1 was amended. Claims 5-8 have been added. The amendments find full support in the original specification, claims, and drawings. No new matter has been added. In view of the above amendments and remarks that follow, reconsideration, reexamination, and an early indication of allowance of the now-pending claims 1-8 are respectfully requested.

Claims 1-4 are rejected under 35 U.S.C. 103(a) as being unpatentable over Daberko et al. (U.S. Patent No. 5,839,108) in view of Haimi-Cohen (U.S. Patent No. 6,233,320). Applicant traverses this rejection.

Claim 1, as amended, now recites that "the voice signals are analyzed for record-worthiness and recorded into the string of data records responsive to a determination that the voice signals are record-worthy." Neither Daberko nor Haimi-Cohen teach or suggest this limitation.

Daberko discloses a record/playback device for use with a removable, interchangeable, flash memory recording medium. (See, Abstract). The record/playback device includes a noise canceling microphone that provides a signal which is useful in canceling noise received by a primary microphone. (Col. 7, lines 3-7). However, there is nothing in Daberko that teaches or suggests that "voice signals are analyzed for record-worthiness and recorded into the string of data records responsive to a determination that the voice signals are record-worthy."

Haimi-Cohen discloses a wireless telephone that is capable of storing both transmission and reception speech packets in memory. (Col. 6, line 65 - Col. 7, line 2; FIG. 5). Haimi-Cohen teaches that "[s]ince both types of packets are available as a by product of normal operation, the recording does not require any significant DSP resources over the needs of normal communication." (Col. 6, lines 30-33). Thus, in Haimi-Cohen, all speech frames get stored in memory as part of normal operation. The storing is not based on any analysis of "record-worthiness" as is required in claim 1. Accordingly, claim 1 is now in condition for allowance.

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Claims 2-4 are also in condition for allowance because they depend on an allowable base claim, and for the additional limitations that they contain.

Claims 5-8 are new in this application. Claims 5-8 are also in condition for allowance because they depend on an allowable base claim, and for the additional limitations that they contain.

In view of the above amendments and remarks, reconsideration, reexamination, and an early indication of allowance of the now-pending claims 1-8 are respectfully requested.

Respectfully submitted,
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